

### III. REMARKS

By the present supplemental amendment Applicant is amending claim 22. Applicant denies that prior claim 22 is unpatentable, but, in order to facilitate early issuance of a patent on this important technology and address the concern expressed by the examiner in a telephonic interview, Applicant chooses to amend claim 22 to avoid the basis of the expressed concern.

If any fees are due in regard to the present reply, authorization is hereby granted to charge Deposit Account 50-3725.

For all of the above reasons it is requested that a Notice of Allowance be issued in regard to claims 22 and 23.

Respectfully submitted,

LEWIS BRISBOIS BISGAARD & SMITH LLP

Date: June 11, 2009

By: /Jon Hokanson/  
Jon E. Hokanson  
Reg. No. 30,069

LEWIS BRISBOIS BISGAARD & SMITH LLP  
221 N. Figueroa Street, Suite 1200  
Los Angeles, California 90077  
(213) 250-1800